IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

WP(C).No. 31964 of 2006(E)

PETITIONER:

M/S.NEPTUNE READYMIX CONCRETE PVT. LTD.,
PLOT NO.VI/5 8 AND 59,
INDUSTRIAL DEVELOPMENT AREA, EDAYAR,
MUPPATHADAM P.O., KOCHI,
REP. BY THE MANAGING DIRECTOR ALEX THOMAS.

BY ADV. SRI.C.K.THANU PILLAI
SRI.JINU K MOHAN

RESPONDENTS:

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1. THE INTELLIGENCE OFFICER,
SPECIAL SQUAD (RUBBER) SQUAD NO.IV,
OFFICE OF THE DEPUTY COMMISSIONER (INTELLIGENCE),
COMMERCIAL TAXES, ERNAKULAM.

2. THE DEPUTY COMMISSIONER,
COMMERCIAL TAXES, ERNAKULAM.

3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, ERNAKULAM.

4. THE ASSISTANT COMMISSIONER (KVAT),
COMMERCIAL TAXES,
SPECIAL CIRCLE III, ERNAKULAM.

BY G.P. SRI.C.K.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF ORDER DT.19.4.2006 ISSUED BY R1.

P2: .DO. DT.3.5.2006 ISSUED BY R1.

P3: COPY OF APPLICATION IN FORM NO.31A DT.30.5.2006 PRESENTED BEFORE R2.

P4: TRUE COPY OF APPLICATION FOR STAY DT.30.5.2006 PRESENTED BEFORE R2.

P5: .DO. FOR URGENT HEARING DT.30.5.06 .DO.

P6: .DO. IN FORM NO.31A DT.30.5.06 .DO.

P7: .DO. FOR STAY DT. .DO.

P8: .DO. URGENT HEARING DT. .DO.

P9: TRUE COPY OF ORDER NO.STRP 97/2006 DT.22.11.2006 ISSUED BY R2.

P10: .DO. NO.STRP 96/2006 .DO.

P11: TRUE COPY OF INVOICE NO.290 DT.29.6.06 ISSUED BY PETITIONER.

P12: TRUE COPY OF DEBIT NOTE NO.648 DT.29.6.06 ISSUED BY PETIITONER.

P13: TRUE COPY OF PROFIT & LOSS ACCOUNT FOR THE YEAR ENDING 31.3.2004 OF THE PETITIONER.

P14: .DO. 31.3.2005 .DO.

P15: TRUE COPY OF NOTICE NO.CC.1044 DT.19.8.2006 ISSUED BY R1.

P16: .DO. .DO.

P17: TRUE COPY OF NOTICE NO.A5-3187/06 DT.30.8.06 ISSUED BY R3.

P18: TRUE COPY OF NOTICE NO.A5-3186/06 DT.30.8.06 ISSUED BY R3.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.31964 of 2006

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Dated this the 28th day of March, 2007.

JUDGMENT

The W.P. is filed against stay orders passed by the revisional authority during pendency of revision petitions filed against levy of penalty for two years. This court vide interim order dated 1.12.2006 directed the petitioner to furnish security for the penalty amount. Counsel submitted that petitioner has furnished security for the amount. In the circumstances, W.P. is disposed of directing the revisional authority to hear the petitioner and dispose of the revision within six weeks from today. The petitioner will produce copy of this judgment for compliance.

C.N.RAMACHANDRAN NAIR
Judge

pms